

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

DAVID N. TERHUNE
Plaintiff

v.

APPLIED EXTRUSION
TECHNOLOGIES, INC.

and

JACKSON CRAIG

and

TERRY SMITH

Civil Action

No. 06-360-KAJ

**STATEMENT PURSUANT TO LOCAL RULE 7.1.1 REGARDING
MOTION OF PLAINTIFF DAVID TERHUNE FOR
THE PAYMENT OF LEGAL FEES AND COSTS OF LITIGATION**

On August 17, 2006, Plaintiff's counsel asked defense counsel if Defendants would agree to pay Plaintiff's fees and costs of this litigation as set forth in the Motion of Plaintiff Dave Terhune for the Payment of Legal Fees and Costs of Litigation (Docket No. 23). Defense counsel advised that Defendants would not agree and would oppose the Motion.

Respectfully Submitted,

/s/ James S. Green, Sr.

James S. Green, Sr., Esq. (DE Bar No. 481)
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And

Alan B. Epstein, Esquire
[Admitted *Pro Hace Vice*]
SPECTOR GADON & ROSEN, P.C.
1635 Market Street, Seventh Floor
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Attorneys for Plaintiff
David N. Terhune

Dated: August 17, 2006

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of August, 2006, a true and correct copy of Plaintiff's Motion for Payment of Legal Fees and Litigation Expenses and the accompanying Memorandum of Law was served via electronic service and first-class mail, postage prepaid on the following:

Wendy K. Voss, Esquire
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Counsel for Defendants

/s/ James S. Green, Sr.,
James S. Green, Sr., Esq. (DE 0481)